

ARTICLES OF INCORPORATION
OF
BAKER DITCH COMPANY.

KNOW ALL MEN BY THESE PRESENTS, That we, H. S. BUELL, A. J. WALRATH and E. J. HINES, citizens of the United States and residents of Bozeman, Montana, have this day voluntarily associated ourselves together for the purpose of incorporating, under the laws of the State of Montana and in the manner prescribed in the Civil Code of said state, a corporation, and we do hereby certify:

First. That the name of the corporation shall be "BAKER DITCH COMPANY".

Second. That the purposes for which said corporation is formed are:

To purchase, construct, lease or otherwise lawfully acquire, and to own, hold, use, operate, improve, enlarge, extend and develop, and to incumber, lease, sell, convey or otherwise dispose of, water ditches, canals, flumes, pipe lines, tunnels or other works for diverting, conveying and using water for the irrigation of lands, and for mining, milling, manufacturing power, domestic, culinary and other useful and beneficial purposes if desired, and any and all real and personal property, rights of way, and other easements and appurtenances necessary or useful in connection therewith.

To purchase, appropriate, lease or otherwise lawfully acquire, and to own, hold, use, operate, improve and develop, and to incumber, lease, sell, convey or otherwise dispose of, water rights and water privileges from or in the West Gallatin River in Gallatin County, State of Montana, or any other river, creek or other flowing stream or water course in said state for the irrigation of lands and for mining, milling, manufacturing power, domestic, culinary and other useful and

Beneficial purposes if desired.

To purchase, locate, lease or otherwise lawfully acquire, and to own, hold, use, operate, improve and develop, and to incumber, lease, sell, convey or otherwise dispose of water powers and reservoirs, and the sites thereof, and lands necessary or useful therefor, or for the industries and habitations arising or growing up, or to arise or grow up in connection with or about the same, and all other property, leases, easements, and appurtenances necessary or useful in connection therewith.

To purchase, own, hold, operate, enlarge and extend the irrigating canal and the appurtenances, property, real and personal, and contracts, rights of way and easements heretofore used and enjoyed in connection therewith, known as the Baker Ditch, and the enlargements and extensions thereof, and the water rights, water privileges, easements and appurtenances heretofore used and enjoyed in connection therewith, the said Baker Ditch having heretofore had its heading in what is known as Baker Creek, a prong or part of the channel of the West Gallatin River in said County, and by reason of an extension and enlargement thereof now having a heading in the West Gallatin River, which heading and the line of said ditch are particularly described as follows, to-wit: The said Baker Ditch diverts and takes water from the West Gallatin River on the West bank thereof at a point near the center of Section 19, in Township 1 north, of Range 4 east in said Gallatin County, Montana, about 600 feet south of the bridge of the Northern Pacific Railway Company across the West Gallatin River where the main line of said Northern Pacific Railway company's railroad intersects and crosses

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said West Gallatin River, the said point of diversion being marked by a headgate of concrete construction which is monumental and permanent in character, and said Baker Ditch thence extends and conveys such water in a northwesterly direction on the right of way of said Northern Pacific Railway Company through the northwest quarter of said Section 19; thence through the northeast quarter of Section 24, in Township 1 north, of Range 3 east; thence through the south half of Section 13, Township 1 north, of Range 3 east to a point where the main line of railroad of the said Northern Pacific Railway Company crosses Baker Creek; thence down Baker Creek, using the natural channel of said creek, a distance of about 200 feet; thence northwesterly on the right of way of said Northern Pacific Railway Company and parallel to the main line of its railroad track on the north side thereof, to Warm Springs Creek in said Section 13; thence in a northwesterly direction through the northwest quarter of said Section 13; thence through the southwest quarter of Section 12, said Township 1 north, of Range 3 east; thence following the quarter section line between the northeast and the northwest quarters of Section 11, Township 1 north, of Range 3 east; thence in a northerly direction following the quarter section line between the northeast and northwest quarters of Section 11; thence west on the north side of, and parallel to, the county road on the south line of the southwest quarter of Section 2, said Township 1 north, Range 3 east; thence along the south line of the southeast quarter of Section 3, said Township 1 north, of Range 3 east to a point in the rear of the Manhattan Malting Company's malting plant; thence northwesterly through said Section 3, and the northeast

quarter of Section 4, said Township 1 north, of Range 3 east; thence northeasterly through the southeast quarter of said Section 3, to a point where the same discharges into a branch ditch under the bluffs:

And to incumber, lease, sell or otherwise dispose of said ditch or canal, or any part thereof, or any interest therein:

To purchase, own, hold and use for the irrigation of lands in the vicinity of said Baker Ditch, or any extension thereof, and for mining, milling, manufacturing power, domestic, culinary and other useful and beneficial purposes if desired, and to convey through the said Baker Ditch and other ditches and laterals therefrom, or any extension or extensions thereof, the whole or any part of the waters of said West Gallatin River, the rights to use and to the use and flow of which, are now owned by any person or persons, corporation or corporations, and have been flowed through and used from the said Baker Ditch, or which may hereafter be acquired by purchase, appropriation or otherwise, for the irrigation of the lands, or for the other useful and beneficial purposes above mentioned if desired, of the stockholders of this corporation, and to lease, sell, contract and supply to any other person or persons, corporation or corporations, the whole or any part of the said waters for any of said useful and beneficial purposes.

To purchase, lease or otherwise lawfully acquire, and to own, hold, use, improve, develop, mine and occupy, and to incumber, lease, sell, convey or otherwise dispose of agricultural, coal and mineral lands:

To borrow money, and to pledge, mortgage or hypothecate any of its property for the purpose of securing any indebted-

ness it may contract, and to execute and deliver any and all instruments in connection therewith.

To purchase, or otherwise acquire, own, hold, mortgage, pledge, assign, transfer or otherwise dispose of shares of the capital stock of, or any bonds, securities or other evidences of indebtedness created by any other corporation or corporations wherever organized, with all the rights, powers and privileges of ownership thereof.

To do and perform all other acts or things necessary or incidental to the purposes hereinabove set forth.

Third. That the place where its principal business is to be transacted shall be the City of Bozeman, in Gallatin County, State of Montana.

Fourth. That the term for which it is to exist is twenty (20) years from and after the date of its incorporation.

Fifth. That the number of its trustees shall be three, and that the names and residences of those who are appointed for the first three months and until their successors are elected and qualified are H. E. BAKER, who resides at Manhattan, Gallatin County, Montana, H. S. BUELL and A. J. WALRATH, both of whom reside at Bozeman, Gallatin County, Montana.

Sixth. That the amount of the capital stock of this corporation shall be forty thousand dollars (\$40,000), divided into two thousand (2000) shares of the par value of twenty dollars (\$20) each. That 393.6 shares of said capital stock shall be preferred stock and the balance of 1606.4 shares of said capital stock shall be common stock; and the terms on which the said respective classes of stock are created are as follows: It is intended that each share of said capital stock shall represent and entitle the owner thereof to the

use of one inch, miner's measurement, of water from said West Gallatin River through said Baker Ditch, and the stockholders owning the preferred stock of this corporation shall be entitled to the use of water from said West Gallatin River through said Baker Ditch to the full extent of their respective ownership of the shares of said capital stock and the water represented thereby before the stockholders owning common stock shall be entitled to the use of water from said West Gallatin River through said Baker Ditch.

Seventh. That the amount of said capital stock which has been actually subscribed is 2000 shares, and the following are the names of the persons by whom the same has been subscribed, to-wit:

PREFERRED STOCK.

Name.	Residence.	No. of Shares.	Amount.
H. E. Baker	Manhattan, Montana.	129	\$ 2580.00
F.J. Redfield,	Manhattan, Montana.	44	880.00
Frank H. Duffin,	Manhattan, Montana.	137.6	2752.00
Oliver Scow,	Manhattan, Montana.	83	1660.00

COMMON STOCK.

Name.	Residence.	No. of Shares.	Amount.
H. S. Buell,	Bozeman, Montana.	1604.4	\$32088.00
A. J. Walrath	Bozeman, Montana.	1	20.00
E. J. Hines	Bozeman, Montana.	1	20.00

Eighth. That the shares of stock of said corporation are assessable.

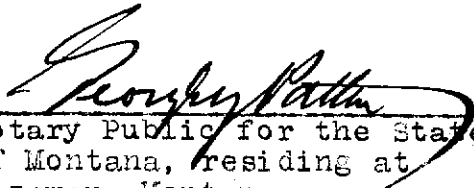
IN WITNESS WHEREOF we have hereunto set our hands and seals this ..9th. day of July, 1913.

H. S. Buell (SEAL)
A. J. Walrath (SEAL)
E. J. Hines (SEAL)

STATE OF MONTANA,)
 : ss.
County of Gallatin.)

On this *9th* day of July, 1913, before me, GEORGE
Y. PATTER, a Notary Public for the State of Montana, residing
at Bozeman, Montana, personally appeared H. S. BUELL, A. J.
WALRATH and E. J. HINES, personally known to me to be the
persons whose names are subscribed to the within instrument,
and they each duly acknowledged to me that they executed the
same.

IN WITNESS WHEREOF, I hereunto set my hand and affix my
Notarial Seal in my office in Bozeman, Montana, the day and
year first above written.


Notary Public for the State
of Montana, residing at
Bozeman, Montana.

My commission expires January 3, 1914.

FILE--Affidavit

STATE OF MONTANA, } ss.
County of Gallatin.

I, E. H. Schumacher, Clerk and Recorder in and for said County, do hereby certify the annexed to be a full,
true and correct copy of Articles of Incorporation of
"Baker Ditch Company"

of the original now on file in the office of the Clerk and Recorder of Gallatin County, Montana.

Witness my hand and official seal this 10th day of July, A. D., 1913

E. H. Schumacher
County Clerk and Recorder.
By _____ Deputy.

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ARTICLE OF INCORPORATION

OF

BARNETT DITCH COMPANY.

Identified Copy.

Box 237 N. 297

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W. A. W. W.

By Charles W. W.
Secretary

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J. A. W. W.

W. A. W. W.

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for